

ATTACHMENT 2

ADOPTED PLAN AND PROOF OF FORMAL ADOPTION

SCANNED
4.12.05
Adm.
Resolution - Mr. mja

RESOLUTION NO. 798-05

**RESOLUTION NO. 798-05
A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MOJAVE WATER
AGENCY APPROVING THE 2004 REGIONAL WATER MANAGEMENT**

WHEREAS, Chapter 97 of Appendices to the Water Code ("MWA Law") enabled formation of the Mojave Water Agency, and prescribes the powers and duties of the MWA; and,

WHEREAS, Section 15 (a) of said Chapter 97 declares that "The Agency may do any and every act necessary so that sufficient water may be available for any present or future beneficial use or uses of the lands or inhabitants of the agency including without limiting the generality of the foregoing, irrigation, domestic, fire protection, municipal, commercial, industrial, and recreational uses."; and,

WHEREAS, Subsection (1) of Section 15 (b) of said Chapter 97 empowers the Agency "To make surveys and investigations of the water supply and resources of the agency, to gather data on water use, to plan water projects and to publish and distribute reports thereof."; and,

WHEREAS, Subsection (11) of Section 15 (b) of said Chapter 97 empowers the Agency "To gather data for, and to develop and implement, after consultation and coordination with all public and private water entities who are in any way affected, management and master plans to mitigate the cumulative overdraft of groundwater basins, to monitor the condition of the groundwater basins, to pursue all necessary water conservation measures, and to negotiate for additional water supplies from all federal, state and other sources."; and,

WHEREAS, in June of 1994, the Agency adopted a Regional Water Management Plan (RWMP) and the Agency has undertaken update of the 1994 RWMP, now known as the 2004 Regional Water Management Plan ("Plan" or "RWMP"); and,

WHEREAS, a number of "Alternative Management Strategies" were developed as a step in the Plan process to address the water supply and water demand issues identified within the Agency, and said Alternatives were presented for review and discussion to the Technical Advisory Committee to the Mojave Water Agency over several meetings and to the general public at public meetings throughout the Agency in November 2003; and,

WHEREAS, said Alternative Management Strategies and the public comments received were considered during development of the Plan with the Technical Advisory Committee to the Mojave Water Agency, and was again presented to the general public at public meetings throughout the Agency in October 2004 for review and comment as to both the recommendations in the Plan and environmental impacts which should be reviewed in association with the recommendations in the Plan; and,

WHEREAS, the Mojave Water Agency ("MWA") has heretofore certified the Environmental Impact Report (the "EIR") for the Plan in accordance with CEQA, the CEQA Guidelines and the local procedures adopted by the Board implementing said Act; and

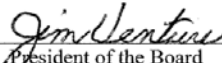
WHEREAS, this Board of Directors has heretofore adopted written findings for said Plan;

NOW THEREFORE, IT IS RESOLVED, as follows:

RESOLUTION NO. 798-05

The Board of Directors hereby approves the 2004 RWMP as recommended in the PEIR and written findings heretofore certified and adopted by the Board. The previously adopted Statement of Overriding Considerations is hereby incorporated herein by reference.

PASSED AND ADOPTED at a meeting held on February 24, 2005



President of the Board

ATTEST:



Secretary of the Board

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